



FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF GENERAL COUNSEL
memorandum

TO: The Commission

FROM: Jacob Lewis
Associate General Counsel

SUBJECT: Briefs and Arguments Scheduled for November and December 2021

DATE: November 1, 2021

BRIEFS SCHEDULED TO BE FILED

December 1, 2021 *Kenneth Moser v. FCC*, No. 21-70099 (9th Cir.). Petitioner challenges the Commission's *Forfeiture Order, Kenneth Moser dba Marketing Support Systems*, 35 FCC Rcd 13415 (2020), in which the Commission fined him for unlawfully "spoofing" robocalls—i.e., sending pre-recorded calls that use manipulated or altered caller identification information to display something other than the originating telephone number.

December 22, 2021 *Nat'l Ass'n of Broad. v. FCC*, No. 21-1171 (D.C. Cir.). Challenge to broadcaster disclosure requirements for programming leased by foreign government entities and agents.

ORAL ARGUMENTS SCHEDULED TO BE HEARD

November 1, 2021 *Inteliquent, Inc. v. FCC*, No. 20-1471 (D.C. Cir.). Challenge to *8YY Access Charge Reform*, 35 FCC Rcd 11594 (2020), in which the Commission adopted a nationwide uniform tandem-switching and transport rate cap of \$0.001 per minute for originating toll-free traffic.

December 3, 2021 *Viasat, Inc. v. FCC*, No. 21-1123 (D.C. Cir.). Challenge to the Commission's decision to modify licenses held by SpaceX to deploy a constellation of low-earth-orbit satellites to provide broadband service, and to the Commission's conclusion that such satellite service would not cause harmful interference to existing direct broadcast satellite operations.

December 7, 2021 *Children's Health Def. v. FCC*, No. 21-1075 (D.C. Cir.). Challenge to the FCC's January 2021 order revising the over-the-air reception device

(OTARD) rule, which generally prohibits restrictions on the ability of antenna users to install or use over-the-air reception devices. The petitioners contend that the FCC's revisions to the rule will increase antenna deployment and, by extension, harmful exposure to radiofrequency energy.